

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

PELOTON INTERACTIVE, INC.

Plaintiff,

v.

FLYWHEEL SPORTS, INC.,

Defendant.

Case No. 2:18-cv-00390-RWS-RSP

JURY TRIAL

NOTICE OF RELATED BRIEFING

Defendant Flywheel Sports, Inc. (“Flywheel”) hereby provides notice of the briefing filed in *In Re Subpoena Issued to VR Optics, LLC*, Case No. 1:19-mc-00553-AJN filed in the Southern District of New York on November 29, 2019. This briefing, which completed on December 31, 2019, is related to Flywheel’s pending Motion to Compel Production of Documents from the *VR Optics* Litigation. (Dkt. No. 138), which the Court has set for hearing on January 3, 2019.

Dated: December 31, 2019

Respectfully submitted,

/s/ Joshua Budwin

Joshua Budwin

Lead Attorney

Texas State Bar No. 24050347

jbudwin@mckoolsmith.com

McKool Smith, P.C.

300 W. 6th Street

Austin, Texas 78701

Telephone: (512)-692-8727

Facsimile: (512)-692-8744

Douglas A. Cawley

Texas State Bar No. 04035500

dcawley@mckoolsmith.com

Erik B. Fountain

Texas State Bar No. 24097701

efountain@mckoolsmith.com

Rudolph Fink IV

Texas State Bar No. 24082997

rfink@mckoolsmith.com

McKool Smith, P.C.

300 Crescent Court, Suite 1500

Dallas, Texas 75201

Telephone: (214) 978-4000

Facsimile: (214) 978-4044

Jeffrey S. Ginsberg (NY Bar No. 2608487)

Ryan J. Sheehan (NY Bar No. 4604625)

Benjamin H. Weissman (NY Bar No. 5390794)

Patterson Belknap Webb & Tyler LLP

1133 Avenue of the Americas

New York, NY 10036

Telephone: (212) 336-2000

Facsimile: (212) 336-2222

jginsberg@pbwt.com

rsheehan@pbwt.com

bweissman@pbwt.com

Deron Dacus (TX Bar No. 00790553)

THE DACUS FIRM, P.C.

821 ESE Loop 323, Suite 430

Tyler, TX 75701

Telephone: (903) 705-1117

Facsimile: (903) 581-2543

ddacus@dacusfirm.com

ATTORNEYS FOR DEFENDANT

FLYWHEEL SPORTS, INC.

CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that a true and correct copy of the foregoing was served to all parties entitled to notice by electronic notification on this 31st day of December 2019.

/s/ Rudolph Fink IV

Rudolph Fink IV